

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Goode, Johnson E. Examiner: Mehta, Bhisma
Serial No. 10/656,750 Group Art: 3767
Filing Date: September 05, 2003 Docket No.: P0011367.00
Title: DEFLECTABLE MEDICAL THERAPY DELIVERY DEVICE
HAVING COMMON LUMEN PROFILE

DECLARATION UNDER 37 C.F.R. § 1.131 ANTEDATING A REFERENCE

I hereby declare the following:

- 1) I am currently and correctly named as an inventor in the pending patent application entitled "DEFLECTABLE MEDICAL THERAPY DELIVERY DEVICE HAVING COMMON LUMEN PROFILE", U.S. patent application serial number 10/656,750.
- 2) The invention disclosed within the above-referenced patent application was reduced to practice by me and the other named inventors before March 28, 2003.
- 3) An Invention Disclosure Form (IDF) and laboratory notes were completed that described the invention and were submitted to the Medtronic, Inc. legal department for consideration before March 28, 2003 (a redacted copy of said form is attached hereto).
- 4) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: September 17, 2007

Stanten C. Spear
Stanten C. Spear